

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

CLIFFS NATURAL RESOURCES INC.)	CASE NO. 1:16-cv-03034-CAB
)	
Plaintiff,)	JUDGE
)	
v.)	DECLARATION
)	SUBMITTED PURSUANT
SENECA COAL RESOURCES, LLC, et al.)	TO 28 US CODE 1746
)	
Defendants.)	
)	

This Declaration is submitted in lieu of answers to interrogatories, which will be forthcoming at an appropriate time. Relevant objections will be provided at that time.

ANSWER TO INTERROGATORY NO. 1:

On or about December 24, 2015, a \$50,000 distribution was made to Lara Natural Resources. On or about December 28, 2015, a \$50,000 distribution was made to ENCECO. On or about January 5, 2016, a distribution in the amount of \$1 Million was made to Lara Natural Resources. On or about January 5, 2016 a distribution was made in the amount of \$1,050,000 to Iron Management. On or about February 9, 2016, a \$300,000 distribution was made to Iron Management. In addition, monthly management fees in the approximate amounts of \$32,000 and \$23,000 have been paid to the Virginia Conservation Legacy Fund and Iron Management respectively. Finally, in the normal course of business, cash has been transferred to other affiliated companies owned by the members.

ANSWER TO INTERROGATORY NO. 2:

No "Transfer" in connection with the "Restructuring" has taken place and none is contemplated at this time. If a transfer is contemplated in the future, the undersigned agree to provide Cliffs with written notice thirty (30) days prior to the contemplated transfer.

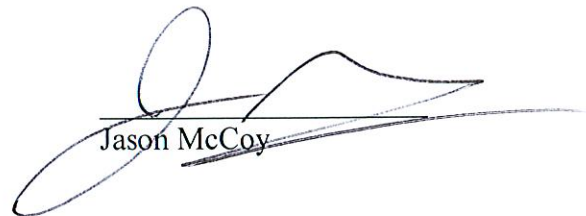
ANSWER TO INTERROGATORY NO. 3:

Declarants Kenneth McCoy and Jason McCoy have no information regarding the sources of funds ERP Iron Ore used or is using to purchase the assets of Magnetation LLC. No funds came, directly or indirectly, from Seneca or its corporate parents, subsidiaries or affiliates from January 1, 2016 to present.

We declare under penalty of perjury that the foregoing is true and correct.

Executed on December 27, 2016.


Kenneth McCoy


Jason McCoy

Counsel for Defendant(s)

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing was served on Robert Fogarty this 27th day of December 2016 electronic transmission and first class mail.

Mark Kindt